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7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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10 DWAYNE EICHLER,

11 Plaintiff,

2:04-cv-1108-GEB-JFM-P

12 vs.

13 CDC OFFICER SHERBIN, et al.,

14 Defendants.

ORDER

15 \_\_\_\_\_/  
16 On November 29, 2005, plaintiff filed a request for  
17 reconsideration of the magistrate judge's order filed November  
18 18, 2005, refraining from ordering service of process on the  
19 wardens, chief medical officers and deputy wardens named in the  
20 third amended complaint. Pursuant to E.D. Local Rule 72-303(f),  
21 a magistrate judge's orders shall be upheld unless "clearly  
22 erroneous or contrary to law." Upon review of the entire file,  
23 the court finds that it does not appear that the magistrate  
24 judge's ruling was clearly erroneous or contrary to law.  
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DATED: December 19, 2005

/s/ Garland E. Burrell, Jr.  
GARLAND E. BURRELL, JR.  
United States District Judge